

**TENNESSEE GENERAL ASSEMBLY  
FISCAL REVIEW COMMITTEE**



**CORRECTED  
FISCAL NOTE**

**HB 2303 - SB 2317**

April 14, 2009

**SUMMARY OF BILL:** Authorizes the Department of Mental Health and Developmental Disabilities (DMHDD) to regulate and license opioid treatment facilities. Requires the Commissioner to establish and maintain a service recipient protection trust fund from fees collected from the administration of this part. Requires all licensed facilities to submit required data to the Department.

**ESTIMATED FISCAL IMPACT:**

On March 24, 2009, we issued a fiscal note for this bill indicating that *the Department of Mental Health and Developmental Disabilities will incur an increase in expenditures by an amount that exceeds \$50,000. The Department will establish licensure and penalty fees which will result in an increase in revenue by an amount which exceeds \$50,000 to cover the cost incurred by the provisions of the bill. Any unspent trust fund dollars at the end of each fiscal year will carry over into the budget of the Department for the purpose of administering the bill. A more precise cost estimate is not possible because the Department of Mental Health and Developmental Disabilities has not provided any information to assist in the preparation of this fiscal note. Based on information from the Department of Mental Health and Developmental Disabilities, the fiscal impact for this bill is estimated as follows:*

**(CORRECTED)**

**Increase State Revenue - \$220,600/Service Recipient Trust Fund**

**Increase State Expenditures - \$220,600/Service Recipient Trust Fund**

**Assumptions:**

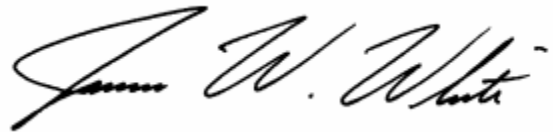
- DMHDD will hire a pharmacist to advise and regulate opioid treatment facilities resulting in an increase in recurring expenditures of \$174,900 which includes salary (\$110,000), benefits (\$37,400), and operational expenses (\$27,500).

**HB 2303 - SB 2317 (CORRECTED)**

- DMHDD will also hire an administrative assistant resulting in an increase in recurring expenditures of \$45,658 which includes salary (\$28,716), benefits (\$9,763), and operational expenses (\$7,179).
- The Department is required to establish fees to cover the cost of administering the provisions of the bill which includes maintaining a service recipient protection trust fund to monitor the safety and welfare of the service recipients of opioid treatment facilities. The Department will establish licensure fees in an amount that will result in a recurring increase in revenue of at least \$220,558.

**CERTIFICATION:**

This is to duly certify that the information contained herein is true and correct to the best of my knowledge.

A handwritten signature in black ink, reading "James W. White". The signature is fluid and cursive, with the first name "James" and last name "White" clearly legible.

James W. White, Executive Director

/kml